IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1432 OF 2007
IN
WRIT PETITION NO.1007 OF 2007

V. Diwakaran ...Applicant

vs.

M. N. Nair ...Respondent

Mr.S.D.Patil for the Applicant
Mr.D.B.Patil for the Respondent.

CORAM: A.S.OKA,J.
DATE : JUNE 13, 2007.

P.C.:

1. Heard Advocate for the Applicant and the Advocate for the Respondent. The prayer in this Application is for extension of time to furnish security in terms of clause (a) of paragraph 6 of order dated 6th March 2007.

2. The Application is opposed by the Advocate for the Respondent by pointing out that the amount for which the bank guarantee is obtained by the Applicant on 15th May 2007 is not in conformity with clause (a) of paragraph 6 of order dated 6th March 2007. He submitted that even the deposit of Rs.2,00,000/- is not made within the time stipulated by this Court.

3. I have considered the submissions. The prayer made in this application is confined to grant of extension of time to

furnish security. Considering the facts and circumstances of the case, a reasonable time can be granted subject to the Applicant paying costs to the Respondent. It will be for the Trial Court to decide whether the security offered by the Applicant is in accordance with the order of this Court or not. If the Applicant has not deposited the amount of Rs.2,00,000/- within the time stipulated by this Court, consequences will follow.

4. Subject to what is stated above, time granted to the Applicant to furnish security in terms of clause (a) of paragraph 6 of order dated 6th March 2007 is extended by a period of six weeks from today subject to paying costs of Rs.5,000/- to the Respondent within a period of four weeks from today.

5. It is made clear that no further extension will be granted. If the Trial court is satisfied that the Applicant has made compliance with the order passed by this Court, written statement of the Applicant will be taken on record in accordance with the order dated 6th March 2007.

6. Application is disposed of.

JUDGE